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PATENT APPLICATION

#16
4-3-03
B. Hilliard

Technology Center 2100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE HONORABLE BOARD OF PATENT APPEALS AND INTERFERENCES

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MAR 28 2003

In re the Application of

Gene M. NITSCHKE

Group Art Unit: 217 Technology Center 2100

Application No.: 09/411,642

Examiner: C. Thai

Filed: October 4, 1999

Docket No.: 103045

For: METHOD AND SYSTEM TO ESTABLISH DEDICATED INTERFACES FOR THE
MANIPULATION OF SEGMENTED IMAGES

REPLY BRIEF UNDER 37 CFR §1.193(b)(1)

Director of the U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

The following remarks are directed to the arguments raised in the Examiner's Answer dated February 11, 2003

REMARKS

The analysis of the references set forth in the Examiner's Answer, like that set forth in the Final Rejection, ignores the merits Applicant's arguments. All that the Examiner's Answer does, and all that the Office Actions did, was to repeat Applicant's arguments and, instead of providing logical reasoning to rebut Applicant's arguments, simply repeat the basis for the rejection. Applicant respectfully submits that this is a denial of Applicant's procedural and substantive due process rights, as well as a clear indication that the Final Rejection fails to make out a prima facie case of obviousness of the claimed invention.

With respect to the rejection of claims 1-3,6, 9-14, 16 and 21 under 35 USC §103(a) over Yair in view of Goldberg, the analysis in the Examiner's Answer completely fails to